



Hon. Ronald B. Leighton  
Note for Hearing: July 29, 2011

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON

9 CRYSTAL DUDLEY,  
Plaintiff,

Case No. 3:11-cv-5409-RBL

10 v.

~~PROPOSED~~

11 POWELL LAW OFFICE, P.C.  
12 Defendant.

**DENYING**  
ORDER GRANTING MOTION TO  
STRIKE OPPOSITION TO MOTION  
TO DISMISS

13  
14 This matter came on for hearing on the defendant's motion to strike plaintiff's  
15 opposition to defendant's motion for dismissal. The court has reviewed the pleadings of the  
16 parties filed in connection with this motion.

17 The court finds that plaintiff's opposition brief was filed two days late, causing  
18 prejudice to defendant's ability to respond. Accordingly, the court ORDERS as follows  
19 [check appropriate box(es)]:

- 20 ☐ Plaintiff's opposition brief is STRICKEN;  
21 ☐ Plaintiff is ORDERED to appear before the court on \_\_\_\_\_ and  
22 show cause why its opposition brief should not be stricken;  
23 ☒ Defendant shall have 3 additional court days in which to file its reply brief.  
24

**PROPOSED ORDER GRANTING MOTION TO  
STRIKE OPPOSITION TO MOTION TO DISMISS**  
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1 Done in open court this 20<sup>th</sup> day of September 2011.

2  
3 R. B. Leighton  
4 Judge Ronald B. Leighton

5 Presented By:

6 SIMBURG, KETTER, SHEPPARD & PURDY, LLP

7  
8 By: /s/ Andrew D. Shafer  
9 Andrew D. Shafer, WSBA No. 9405  
10 ATTORNEY FOR DEFENDANT  
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